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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/170,980	10/13/1998	JENNIFER L. HILLMAN	PF-0195-2 RCE	7498

27904 7590 05/28/2004

INCYTE CORPORATION  
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ROUTE 141 & HENRY CLAY ROAD  
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WILMINGTON, DE 19880

EXAMINER

DAVIS, MINH TAM B

ART UNIT	PAPER NUMBER
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1642

DATE MAILED: 05/28/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notice of Abandonment**

Application No.

09/170,980

Examiner

MINH-TAM DAVIS

Applicant(s)

HILLMAN ET AL.

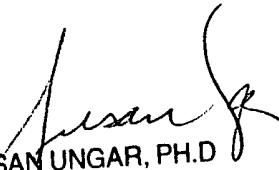
Art Unit

1642

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☐ Applicant's failure to timely file a proper reply to the Office letter mailed on \_\_\_\_\_.
  - (a) ☐ A reply was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply (including a total extension of time of \_\_\_\_\_ month(s)) which expired on \_\_\_\_\_.
  - (b) ☐ A proposed reply was received on \_\_\_\_\_, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.  
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
  - (c) ☐ A reply was received on \_\_\_\_\_ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
  - (d) ☐ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
  - (a) ☐ The issue fee and publication fee, if applicable, was received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
  - (b) ☐ The submitted fee of \$\_\_\_\_\_ is insufficient. A balance of \$\_\_\_\_\_ is due.  
The issue fee required by 37 CFR 1.18 is \$\_\_\_\_\_. The publication fee, if required by 37 CFR 1.18(d), is \$\_\_\_\_\_.
  - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
  - (a) ☐ Proposed corrected drawings were received on \_\_\_\_\_ (with a Certificate of Mailing or Transmission dated \_\_\_\_\_), which is after the expiration of the period for reply.
  - (b) ☐ No corrected drawings have been received.
4. ☒ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on \_\_\_\_\_ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

  
SUSAN UNGAR, PH.D  
PRIMARY EXAMINER

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

Docket No.: PF-0195-2 RCE

Certificate of Transmission

I hereby certify that this paper is being facsimile transmitted to the attention of Examiner Minh-Tam Davis, Group Art Unit 1642, U.S. Patent and Trademark Office to Facsimile No. 571-273-0830 on May 25, 2004.

By: Susan K. SatherPrinted: Susan K. Sather**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Hillman et al.

Title: A NOVEL PROSTATE-ASSOCIATED KALLIKREIN

Serial No.: 09/170,980

Filing Date: October 13, 1998

Examiner: Davis, Minh-Tam

Group Art Unit: 1642

**EXPRESS ABANDONMENT UNDER 37 C.F.R. § 1.138***official  
the*

Sir:

Applicant(s) request that the above-identified application be expressly abandoned as of the filing date of this paper.

*05/25/04*

If the Commissioner determines that additional fees are due or that an excess fee has been paid, the Commissioner is authorized to debit or credit (respectively) Deposit Account No. 09-0108.

If there are any questions regarding the above, the Examiner is invited to call the undersigned.

Respectfully submitted,  
INCYTE CORPORATION

Date:

May 25, 2004Susan K. Sather

Susan K. Sather

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09/170,980

**FACSIMILE COVER SHEET**

**Licata & Tyrrell P.C.**

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May 26, 2004

**TO: EXAMINER DAVIS**

**GROUP:1642**

**FAX NUMBER: 571-273-0830**

**ATTORNEY DOCKET NO.:DEX-0192**

**SERIAL NO.: 09/807,200**

**FILED: May 29, 2001**

**NUMBER OF PAGES: 2**  
(including this sheet)

**MESSAGE:**

Dear Examiner Davis:

Per your request, following is a copy of the 1449 form filed April 10, 2001 with the instant application. If I can be of further assistance with this case please do not hesitate to contact me.

Best regards,  
Kathy Tyrrell

**URGENT! PLEASE DELIVER IMMEDIATELY UPON RECEIPT. THANK YOU!**

\* \* \* \* \*

If you have any questions, or did not receive the proper number of pages, or had trouble during transmission, please call 856-810-1515.

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